

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kazuo SHIOTA et al.

Application No.: 10/669,350

Confirmation No.: 6630

Filed: September 25, 2003

Art Unit: 2165

For: METHOD, APPARATUS, AND COMPUTER
PROGRAM FOR GENERATING ALBUMS

Examiner: A. M. Mofiz

REQUEST FOR RECONSIDERATION

MS Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 14, 2006, Applicants respectfully request favorable reconsideration in view of the remarks presented herein below.

In paragraph 2 of the Office Action ("Action"), the Examiner provisionally rejects claims 1-16 under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1-18 of co-pending Application No. 10/669,270. Applicants respectfully traverse this rejection.

In rejecting claims 1-16 of the instant application, the Examiner asserts that although the conflicting claims are not identical, they are not patentably distinct from each other because the claims of co-pending Application No. 10/669,270 allegedly contain "every element of claims 1-16 of the instant application." This assertion is unfounded for the following reasons.